

JOSEPH P. RUSSONIELLO (CABN 44332)
United States Attorney

BRIAN J. STRETCH (CABN 163973)
Chief, Criminal Division

CHINHAYI COLEMAN CADET (CABN 194542)
Assistant United States Attorney

1301 Clay Street, Suite 340S
Oakland, CA 94612
Telephone: (510) 637-3680
Fax: (510) 637-3724
E-Mail: chinhayi.cadet@usdoj.gov

Attorneys for the United States of America

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

UNITED STATES OF AMERICA,)	No. 09-00549 CW
)	
Plaintiff,)	PROPOSED ORDER EXCLUDING
)	TIME PURSUANT TO THE SPEEDY
v.)	TRIAL ACT AND ORDERING
)	DEFENDANT'S APPEARANCE AT
SEBASTIAN SBONA,)	NEXT COURT APPEARANCE
)	
Defendant.)	Date: June 10, 2010
)	Time: 10:00 a.m.
)	Court: Hon. Laurel Beeler
)	

Defense counsel Ned Smock appeared at a status conference before the Court on June 10, 2010 representing Defendant Sebastian Sbona, whose appearance was waived. With the agreement of the parties, and with the consent of the defendant, the Court enters this order documenting the exclusion of time pursuant to the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(A) and (B), from June 10, 2010 to August 12, 2010. The parties agreed, and the Court found and held, as follows:

1. Defendant sought and agreed to the exclusion of time pursuant to the Speedy Trial Act so that defense counsel would have additional time to investigate this matter, interview additional witnesses, confer with Defendant, and prepare for the trial of this matter, taking into

~~PROPOSED~~ ORDER RE: TIME EXCLUSION

1 account the exercise of due diligence.

2 2. Given these circumstances, the Court found that the ends of justice served by
3 excluding the period from June 10, 2010 to August 12, 2010 from Speedy Trial Act calculations
4 outweighs the interests of the public and the defendant in a speedy trial by allowing for the
5 defense to prepare effectively, in accordance with 18 U.S.C. § 3161(h)(7)(A) and (B).

6
7 IT IS HEREBY ORDERED that:

8 With the consent of defendant Sebastian Sbona, the period from June 10, 2010 to August
9 12, 2010 is excluded from the Speedy Trial Act calculations for effective preparation of counsel
10 and pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and (B)(iv).

11 IT IS FURTHER ORDERED that :

12 Defendant Sebastian Sbona is ordered to appear in Court on August 12, 2010 at 1:00 p.m.
13 If the defendant is unable to appear in Court at this next scheduled appearance, he is ordered to
14 provide his medical records to the prosecution by July 29, 2010.

15 IT IS SO ORDERED.

16
17 DATED: June 14, 2010

18 
19 _____
LAUREL BEELER
United States Magistrate Judge

20
21 Approved As To Form:

22
23 _____/s/
CHINHAYI COLEMAN CADET
24 Assistant United States Attorney
Counsel for United States

25 _____/s/
NED SMOCK
26 Counsel for Defendant Sebastian Sbona
27
28